

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

GEORGIA PACIFIC CONSUMER)
PRODUCTS LP, FORT JAMES)
CORPORATION, and)
GEORGIA-PACIFIC LLC)

Plaintiffs,)

v.)

NCR CORPORATION)
INTERNATIONAL PAPER CO.,)
and WEYERHAEUSER CO.)

Defendants.)

Civil Action No. 1:11-CV-00483

Judge Robert J. Jonker

STIPULATION AND [PROPOSED] ORDER ON CERTAIN LIMITED DISCOVERY

Plaintiffs, Georgia-Pacific Consumer Products LP, Fort James Corporation and Georgia-Pacific LLC (collectively, “Georgia-Pacific”), and Defendant NCR Corporation (“NCR”), by and through their counsel, enter into and respectfully request the Court approve this stipulation for the limited purpose of reopening the deposition of Georgia-Pacific’s witness, Gene Edgerton.

Pursuant to the Case Management Order entered by the Court on June 28, 2011 (No. 11-cv-483, Dkt. #83) (“CMO”), fact discovery concluded on March 30, 2012. Rule 16.2 of the Local Rules of Practice and Procedure of the United States District Court for the Western District of Michigan provides that the Court may modify the Case Management Order in the interest of justice, on its own initiative or for good cause shown. *See also* Fed. R. Civ. P. Rule 16(b)(4).

As a compromise regarding a dispute as to whether or not Gene Edgerton's December 2, 2011 deposition ought to be reopened in light of statements contained in Edgerton's August 21 affidavit (No. 11-cv-483, Dkt. #300-5)—which was submitted in conjunction with Georgia-Pacific's August 27 opposition to NCR's motion for summary judgment (No. 11-cv-483, Dkt. #299)—NCR and Georgia-Pacific have agreed, with certain limitations, to reopen Edgerton's deposition on September 12 in Sheboygan, Wisconsin for two hours of questioning time. NCR and Georgia-Pacific respectfully ask the Court to approve this stipulation.

Dated: September 10, 2012

NCR CORPORATION

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GEORGIA-PACIFIC CONSUMER PRODUCTS, LP.,
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The foregoing Stipulation is hereby approved and so ORDERED.

_____ Dated: _____

CERTIFICATE OF SERVICE

I hereby certify that on September 10, 2012, I electronically filed the Stipulation and [Proposed] Order on Certain Limited Discovery using the ECF system, which will send notification of such filing by operation of the Court's electronic systems. Parties may access this filing via the Court's electronic system.

FURTHERMORE, I hereby certify that on September 10, 2012, I served by electronic mail a copy of the aforementioned document upon counsel listed below:

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Dated: September 10, 2012

NCR CORPORATION

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